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30 *Bard Peripheral Vascular, Inc.*

31 UNITED STATES DISTRICT COURT

32 DISTRICT OF ARIZONA

33 IN RE: Bard IVC Filters Products
34 Liability Litigation,

35 No. 2:15-MD-02641-DGC

36 **THE PARTIES' JOINT REPORT
37 ON THE SETTLEMENT STATUS
38 OF CASES**

1 Pursuant to Case Management Order No. 42 (Docs. 164343 & 20954), the parties
2 submit this monthly report concerning the settlement status of cases pending in this MDL.
3 Since the date of the last report, December 2, 2019, there have been very few changes. The
4 principal changes involve a small number of corrections identified by the parties in the days
5 after the December 2nd submission, and also a change-in-status for a small number of cases
6 that have settled since the last report. As a consequence, the parties are re-submitting those
7 exhibits from the December 2nd report that have not changed, and amended exhibits for
8 those that have changed.

9

10 The Exhibits are as follows:

11 **Amended Exhibit “A”** – A list of those cases formerly on Track 1 that have not
12 been dismissed, and that are now ready for remand by the Judicial Panel of Multidistrict
13 Litigation (“JPML”).

14 **Amended Exhibit “B”** – A list of those direct-filed cases formerly on Track 1 that
15 have not been dismissed, and that are now ready for transfer.

16 **Amended Exhibit “C”** – A list of a small number of cases that were mistakenly
17 placed in Track 1 in earlier reports, even though they were not settled at that time, and should
18 have been placed in Track 2. Those cases have recently been settled, and the parties
19 respectfully request that they be held in abeyance with the other settled Track 2 cases until
20 May 1, 2020.

21 **Amended Exhibit “D”** – A list of those cases formerly in Track 2 which have now
22 been settled, and should be held in abeyance until May 1, 2020.

23 **Amended Exhibit “E”** – A list of those cases formerly in Track 2 which have not
24 been settled and are now ready for remand to the JPML.

25 **Amended Exhibit “F”** – A list of those direct-filed cases formerly in Track 2 which
26 have not been settled, and are now ready for transfer.

27 **Amended Exhibit “G”** – A list of those cases otherwise ripe for remand or transfer,
28 except for the fact that they have never been served on the defendants.

1 **Amended Exhibit "H"** – A list of those cases otherwise ripe for remand or transfer,
2 except for the fact that they have deficiencies in the profile forms.

3 **Exhibit "T"** – A list of those cases otherwise ripe for remand or transfer, except for
4 the fact that diversity of citizenship (and hence no federal jurisdiction) apparently exists.

5 **Amended Exhibit "J"** – A list of those cases that are still pending, but are duplicate
6 filings by plaintiffs that have already settled.

7 **Exhibit "K"** – A list of those cases where a plaintiff has multiple cases filed on the
8 list of cases to be remanded or transferred.

9 **Exhibit "L"** – A list of those cases in which the plaintiffs did not identify a venue
10 in the complaint.

11 As in the past, the Defendants also request that the remand/transfer order for these
12 cases specifically preserve their right to challenge venue and person jurisdiction upon
13 remand, as the Court did in the previous remand/transfer order. (Doc. 19899).

14 Respectfully submitted, this 2nd day of January, 2020.

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CERTIFICATE OF SERVICE

I hereby certify that on January 2, 2020 the foregoing was electronically filed with the Clerk of Court using the CM/ECF system which will automatically send email notification of such filing to all attorneys of record.

/s/ Richard B. North

